

Brush 113579con

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PATENT AND TRADEMARK OFFICE

**Patent Application**

Inventor(s)	Wesley A. Brush James M. Carnazza Romei Khan	Serial No.	10/719418
		Filing Date	11/24/2003
		Examiner	Thjuan K. Addy
Case Name	Brush 113579con	Art Unit	2614
Title	System and Method for Using an Intelligent Peripheral to Supply Telephone Service		

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SIR:

**AMENDMENT REMARKS**

This is in response to an Office action dated 5/17/2007 where claims 1-15 were rejected under 35 USC102 as being anticipated by Iapalucci et al, US Patent 5,732,130. Applicants respectfully traverse.

The first paragraph of the application's Summary states that

To alleviate the shortcomings in known systems, an embodiment of the present invention provides IP-database-switch interaction in a substantially protocol-independent way, while allowing for direct communication between the IP and the database.

The remaining paragraph addresses the capability of the element that contains the database to communicate with the element that constitutes the IP (intelligent peripheral) in order to decide on the protocol that will be used in their intercommunication. One would expect that these notions would be at least prominent in the definition of the invention and, indeed, claim 1 specifies a method where the first step has the IP receiving a message that specifies a communication protocol.

In paragraph 2 of the Office Action the Examiner explains the rejection by asserting a correspondence between each of the claim 1 elements and the reference, and in the first portion of the explanation the Examiner states that the reference teaches a *method for providing communication service comprising the steps of an intelligent peripheral receiving an alert message from a database*. The Examiner points: